

SEP 08 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Christopher B. Best

Application Serial No.: 10/797,793

Group Art Unit: 3711

Filed: March 10, 2004

Examiner: Stephen Luther Blau

For: SET OF GOLF CLUB IRONS

Attorney Docket No. C04-02

TERMINAL DISCLAIMER

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Petitioner, Troy R. Lester, represents that he is the Assistant Secretary and Patent Counsel for Acushnet Company, the assignee of the entire right, title and interest in and to the instant application by virtue of an assignment from Christopher B. Best, to Acushnet Company that was in parent application no. 10/440,710, filed on 5/19/2003.)

Petitioner hereby disclaims the terminal part of any patent granted on the instant application that would extend beyond the expiration date of U.S. Patent No. 6,743,114, issued on June 1, 2004, from application no. 10/440,710. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,743,114. Petitioner further agrees that this agreement is to run with any patent granted on the instant application and is to be binding upon the grantee, its successors, and assigns.

Petitioner does not disclaim any terminal part of any patent granted on the instant application prior to the expiration date of the full statutory term of U.S. Patent No(s). 6,743,114 in the event that any such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title and stated above.

09/24/2004 THARRELL 00000003 502309 10797793

01 FC:1814 110.00 DA

PAGE 0/10 * RCVD AT 09/24/2004 9:09:23 AM [Eastern Daylight Time] * SVR:USPTO-EPXRF-1/0 * DNIS:8729306 * C6ID:508 979 3063 * DURATION (mm-ss):03-52